

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

**In re: BRIDGESTONE/FIRESTONE, INC.,        ) Master File No. IP 00-9373-C-B/S  
TIRES PRODUCTS LIABILITY LITIGATION ) MDL NO. 1373  
\_\_\_\_\_)  
THIS DOCUMENT RELATES TO ALL        )  
ACTIONS                                        )**

**THIRD ENTRY REGARDING PLAINTIFFS' MOTION TO COMPEL PRODUCTION  
OF DOCUMENTS BY FORD MOTOR COMPANY ON GROUND OF WAIVER**

In the Second Entry Regarding Plaintiffs' Motion to Compel Production of Documents by Ford Motor Company on Ground of Waiver, Ford was ordered to provide affidavits and other clarifying information regarding certain documents so that the magistrate judge could evaluate its claim of privilege as to those documents. Ford complied with the order, and the magistrate judge has now completed the in camera review of the additional information submitted by Ford and, being duly advised, rules as follows.

First, Ford has withdrawn its privilege claim as to the following documents that were addressed in the Second Entry: 7824, 8027, 8343-44, 8352-53, 8454-55, 8480, 8502, 8658, 8751, 8774, 8866-67, and 8891.

Second, the magistrate judge determines that the affidavits submitted by Ford in response to the Second Entry support Ford's privilege claim as to the following documents: 7872 (as redacted), 8443, 8710, 8759 (as redacted), and 8562 (as redacted). The magistrate judge also agrees with Ford that document 8415 is irrelevant. In addition, Ford correctly notes that document 7258 was addressed in one of the affidavits submitted in response to the magistrate judge's First Entry, although it was identified in Ford's submissions only by its Bates numbers, not by its document number, leading the magistrate judge to mistakenly believe that Ford had

overlooked it when submitting its affidavits. The magistrate judge determines that the affidavit does, in fact, support Ford's claim of privilege for that document.

Finally, the magistrate judge determines that the affidavit submitted by Ford regarding document 8065 does not support its claim that the entire document is privileged. The document consists of a series of e-mails between Ford employees, only one of which, Irene Fuentes, has been identified by Ford as an attorney. Only one of the e-mails—the first one on the first page—was directed by the author to Ms. Fuentes; the remainder of the e-mails constitute a discussion between Ford employees that does not directly implicate any legal advice. Accordingly, this document shall be redacted to remove the first e-mail (the one directed to Ms. Fuentes), and the remainder of the document shall be produced to the plaintiffs **within 3 days of the date of this Entry.**

ENTERED this \_\_\_\_\_ day of August 2002.

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V. Sue Shields  
United States Magistrate Judge  
Southern District of Indiana

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